

Upon motion of Senator Pace, S. B. Nos. 414, 415, and 417 were set for special order Thursday, March 21st, at 4 o'clock and S. B. No. 416 was set for special order Tuesday morning, March 26th, at 9:00 o'clock.

ANNA MAY CULLEN,
Secretary.

Minutes of a Meeting of the Senate
Committee on Towns and City
Corporations, Held March 18,
1935, Called Meeting.

Present: Rawlings, Redditt, Martin, Poage, Sanderford, Stone, Westerfeld.

Excused (on account of illness):
Collie.

S. B. No. 189, on motion of Senator Redditt, was reported adversely with favorable committee substitute—committee substitute to be printed in lieu of original bill.

S. B. No. 314, on motion of Senator Westerfeld, was reported favorably with committee amendment.

S. B. No. 365, on motion of Senator Redditt, was reported favorably.

S. B. No. 288, final action was deferred to afford the author an opportunity to have present former State Tax Commissioner Edwards to give information. Notice of next hearing to be given to interested parties.

S. B. No. 381, heard, but no definite action taken.

On motion, the committee was adjourned subject to call of the chairman.

JACQUE BARCUS, Secretary.

FORTY-FIRST DAY.

(Continued.)

Senate Chamber,
Austin, Texas,
March 20, 1935.

The Senate met at 10:00 o'clock a. m. pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

The Chair recognized Senator Hughston, who asked unanimous consent to address the Senate. Senator Small asked unanimous consent that Senator Hughston deliver his address from the Speaker's stand. Lieutenant Governor Walter F. Woodul presented Senator Hughston, who spoke briefly, in advising the Senate, of his formal resignation to the Governor of Texas.

Senator Collie moved that Senator Hughston's speech be printed in the Journal. The motion was unanimously adopted.

Every member of the Senate, in brief speeches, expressed regret at the resignation of Senator Hughston and wished him Godspeed in his new field of service.

Invitation.

The Chair requested the Secretary to read an invitation to the Senate from the Chamber of Commerce to a Legislative dance at the Driskill on Thursday night.

Senate Resolution No. 61.

Senator Woodruff sent up the following resolution:

Whereas, Robert M. Hutchins, president of the University of Chicago, is visiting in Austin, Texas; and,

Whereas, President Hutchins has served as Dean of the Law School of Yale University, in which position he became widely recognized for his progressive ideas; and

Whereas, He ascended to the Presidency of the Chicago University at the age of thirty, thereby becoming the youngest university president in the United States of America; and,

Whereas, President Hutchins has contributed and is contributing much to the advancement of liberal thought and education in our educational system; now, therefore, be it

Resolved, That President Hutchins be extended the privileges of the floor during his visit in Austin, and that he be invited to address the Senate at his convenience.

WOODRUFF.

Senator Woodruff asked unanimous consent that the Senate Rule requiring resolutions to be referred to a committee be suspended, and that S. R. No. 61 be taken up and considered at this time.

Unanimous consent was granted.

S. R. No. 61 was adopted by viva voce vote.

S. J. R. No. 10.

Senator Regan moved to print S. J. R. No. 10 on minority report and spread the motion on the Journal.

Senate Bill No. 398.

Senator Shivers moved to print S. B. No. 398 on minority report and spread the motion on the Journal.

Motion to Suspend Rule.

Senator Hornsby moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—27.

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Woodruff.
Moore.	

Nays—1.

Westerfeld.

Absent—Excused.

Fellbaum.	Stone.
Hughston.	

Senate Bill No. 461.

By Senator Hornsby:

S. B. No. 461, A bill to be entitled "An Act appropriating Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary, for the purchase of fire insurance on the State Capitol Building, and declaring an emergency."

Read and referred to the Committee on Finance.

S. J. R. No. 26.**Motion to Reconsider.**

Senator Redditt moved to reconsider the vote by which the amendment by Senator Oneal to S. J. R. No. 26 failed of adoption.

Point of Order.

Senator Moore raised the point of order that the amendment had been tabled and could not be reconsidered.

The Chair sustained the point of order.

H. C. R. No. 15.

The Chair laid before the Senate on its second reading the following bill:

H. C. R. No. 15, Requiring both Houses to report out general appropriation bills by March 25, 1935, and such bills shall be the first order of business until finally acted upon.

On motion of Senator Redditt, the committee amendment was adopted.

H. C. R. No. 15 as amended was adopted.

House Bill No. 519.

The Chair laid before the Senate on its second reading the following bill:

By Hyder:

H. B. No. 519, A bill to be entitled "An Act making an appropriation of six thousand five hundred dollars (\$6,500) to be used by the Secretary of state in paying the unpaid portion of the publication cost of certain constitutional amendments; one thousand five hundred dollars (\$1,500) for postage and contingent to be used by the Secretary of State; five thousand dollars (\$5,000) for the Secretary of State's office to be used for compiling, editing, printing, indexing, and distributing the General and Special Laws and for the distribution of the Journals of the Forty-fourth Legislature, and declaring an emergency."

Senator Redditt sent up the following amendments:

Amend H. B. No. 519 by adding a new section to be entitled:

"Sec. 1b. The sum of Nine Hundred Dollars, or so much thereof as may be necessary, is hereby appropriated out of any monies in the State Treasury, not otherwise appropriated, to be used by the State Department of Agriculture, to pay the salary and expenses of a Weight Inspector to be employed and placed in the City of San Antonio, Texas, the salary not to exceed One Hundred Fifteen (\$115.00) Dollars per month. The amount appropriated is for the remainder of the fiscal year ending August 31, 1935."

REDDITT.

Read and adopted.

Amend H. B. No. 519 by adding a new section to be entitled:

"Sec. 1a. The sum of Five Hundred (\$500.00) Dollars, or so much thereof as may be necessary, is hereby appropriated out of any monies in the State Treasury, not otherwise appropriated, to be used by the State Industrial Accident Board to supplement the appropriation heretofore made for the fiscal year ending August 31, 1935, for traveling expenses."

REDDITT.

Read and adopted.

Amend the caption of the bill to conform with the body of the bill.

REDDITT.

Adopted.

The bill was read second time as amended and passed to third reading by viva voce vote.

On motion of Senator Redditt, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 519 was put on its third reading and final passage by the following vote:

Yeas—28.

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Absent—Excused.

Fellbaum.	Stone.
Fughston.	

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Hornsby.
Blackert.	Martin.
Burns.	Moore.
Collie.	Neal.
Cotten.	Oneal.
Davis.	Pace.
DeBerry.	Poage.
Duggan.	Rawlings.
Hill.	Redditt.
Holbrook.	Regan.
Hopkins.	Sanderford.

Shivers.	Van Zandt.
Small.	Westerfeld.
Sulak.	Woodruff.

Absent—Excused.

Fellbaum.	Stone.
Hughston.	

House Bill No. 779.

The Chair laid before the Senate on its second reading the following bill:

By Mr. McKee:

H. B. No. 779, A bill to be entitled "An Act making available currently the funds now on hand and hereafter accruing to the benefit of the State Department of Agriculture under the terms of the Act of the Regular Session, Forty-third Legislature, Chapter 162, page 433, as amended by the Acts of the Forty-third Legislature, First Called Session, Chapter 10, page 32, providing for the drawing of warrants by the Comptroller and the payment of same by the State Treasurer in accordance with the provisions hereof and with the General Laws, etc., and declaring an emergency."

On motion of Senator Shivers, the committee amendments were adopted by viva voce vote.

Senator Shivers sent up the following amendment:

Amend H. B. No. 779 by adding at the end of Section 2, Page 1, the following:

"Provided, however, that this Act shall not apply to funds deposited with the State Treasurer prior to the effective date of this Act. After the effective date of this Act, the funds deposited with the State Treasurer shall be divided as provided for herein."

SHIVERS.

Read and adopted.

Senator Hill sent up the following amendment:

Amend H. B. No. 779 by striking out on page 1, lines 38 and 39, the words:

"All funds now on hand."

And amend the caption to conform.

HILL.

Read and adopted.

Senator Shivers sent up the following amendment:

"Amend the caption to conform to the body of the bill."

SHIVERS.

Read and adopted.

The bill was read second time as amended and passed to third reading by viva voce vote.

On motion of Senator Shivers, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 779 was put on its third reading and final passage by the following vote:

Yeas—28.

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Absent—Excused.

Fellbaum.	Stone.
Hughston.	

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Holbrook.	Small.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Present—Not Voting.

Hill.

Absent—Excused.

Fellbaum.	Stone.
Hughston.	

H. C. R. No. 18.

Senator DeBerry called up from the table his motion to print on the minority report H. C. R. No. 18.

By Mr. Fain and Mr. Davison of Fisher:

H. C. R. No. 18, Proposing an amendment to the Joint Rules.

Be it resolved by the House of Representatives, the Senate concurring, That Rule No. 20 of the Joint Rules of both houses be amended by adding a subsection thereto to be known as Section 20a, to read as follows:

"Sec. 20a. The conferees shall be limited to the differences between the two houses and shall not insert in their report new matter not germane thereto by going outside the differences committed to them."

The Chair stated that the time for the discussion of the resolution had expired.

The motion to print on minority report lost by the following vote:

Yeas—11.

Beck.	Neal.
Blackert.	Oneal.
Collie.	Poage.
DeBerry.	Westerfeld.
Hill.	Woodruff.
Hornsby.	

Nays—15.

Burns.	Redditt.
Cotten.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Martin.	Small.
Moore.	Sulak.
Pace.	Van Zandt.
Rawlings.	

Absent.

Davis.	Duggan.
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Absent—Excused.

Fellbaum.	Stone.
Hughston.	

Motion to Suspend Rule.

Senator Van Zandt moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—26.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
DeBerry.	Regan.
Hill.	Sanderford
Holbrook.	Shivers.
Hopkins.	Small.
Hornsby.	Sulak.
Martin.	Van Zandt.
Moore.	Westerfeld.
Neal.	Woodruff.

Absent.

Davis.	Duggan.
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Absent—Excused.

Fellbaum.	Stone.
Hughston.	

Senate Bill No. 462.

By Senators Van Zandt, Moore and Pace:

S. B. No. 462, A bill to be entitled "An Act providing that it shall be unlawful for any person, firm or corporation to sell or to offer for sale, within the State of Texas, any goods, wares and/or merchandise manufactured, wholly or in part, by convicts or prisoners in penal and/or reformatory institutions except convicts or prisoners on parole or probation, providing exemptions, and providing penalties; and declaring an emergency."

Read and referred to the Committee on Labor.

Bills and Resolutions Signed.

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolution:

H. B. No. 232.
H. B. No. 26.
H. C. R. No. 59.

Senator Excused.

Senator Stone was excused for the day on account of important business on the motion of Senator Sanderford.

Message from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas, March 20, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 189, A bill to be entitled "An Act to regulate the occupation of hairdressers and cosmetologists, to create a State board of examiners for the licensing of persons to carry on and to teach such practice, to insure the better education of such practitioners, etc., and declaring an emergency."

H. B. No. 329, A bill to be entitled "An Act to amend Article 4518, Chapter 7, Title 71, of the Revised Civil Statutes of Texas of 1925, and repealing all laws in conflict therewith; prescribing the qualifications of applicants for registration as registered nurses under this law; prescribing the length of time applicants must have attended an accredited school of nursing and graduating therefrom; and defining an accredited school of nursing, as one connected with a general hospital having not less than twenty-five (25) beds with a daily average of not less than fifteen (15) patients annually, etc., and declaring an emergency."

The House has concurred in Senate amendments to H. B. No. 26 by a vote of 106 yeas, 0 nays.

The House refused to concur in Senate amendments to H. B. No. 404 and has requested the appointment of a conference committee to consider the differences between the two Houses. The following conferees have been appointed on the part of the House:

Messrs. Stovall, Farmer, Steward, Lindsey and McConnell.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bill No. 404.**Conference Committee Appointed.**

The Chair appointed the following conferees on the part of the Senate on H. B. No. 404:

Senators Rawlings, Pace, Moore, Small and Hopkins.

Bills Referred.

H. B. No. 329 referred to the Committee on Public Health.

H. B. No. 189 referred to the Committee on Public Health.

Motion to Recess.

Senator Sanderford at 12:20 o'clock p. m. moved that the Senate recess until 10:00 o'clock a. m. Thursday.

Substitute Motion to Recess.

Senator Collie, as a substitute, moved that the Senate recess until 2:00 o'clock p. m. today.

The motion to recess until 10:00 o'clock a. m. Thursday lost by the following vote:

Yeas—12.

Burns.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Moore.	Small.
Rawlings.	Sulak.
Redditt.	Van Zandt.

Nays—13.

Beck.	Neal.
Blackert.	Oneal.
Collie.	Pace.
Cotten.	Poage.
DeBerry.	Westerfeld.
Hill.	Woodruff.
Hornsby.	

Absent.

Davis.	Martin.
Duggan.	

Absent—Excused.

Fellbaum.	Stone.
Hughston.	

Substitute Motion to Recess.

Senator Hopkins moved that the Senate recess until 9:30 o'clock a. m. Thursday.

Recess.

The motion to recess until 9:30 o'clock a. m. Thursday prevailed by the following vote:

Yeas—15.

Burns.	Redditt.
Cotten.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Martin.	Sulak.
Moore.	Van Zandt.
Pace.	Westerfeld.
Rawlings.	

Nays—10.

Beck.	Hornsby.
Blackert.	Neal.
Collie.	Oneal.
DeBerry.	Poage.
Hill.	Woodruff.

Absent.

Davis.	Small.
Duggan.	

Absent—Excused.

Fellbaum.	Stone.
Hughston.	

APPENDIX.**Committee Reports.**

Committee Room,
Austin, Texas, March 19, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 421, A bill to be entitled "An Act to require a radio broadcasting station or stations to file semi-annual reports with the State Comptroller; designating what shall be included in said reports; providing a penalty, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended by Committee Amendments Nos. 1, 2, 3 and 4 and be printed.

PACE, Chairman.

Committee Amendment No. 1.

Amend S. B. No. 421, by adding a new section to be known as "Section 1-A," which shall read as follows:

"Sec. 1-A. Any person engaged in the business of political advertising as defined in Article 211 of the

Penal Code of Texas and any editor, publisher, manager of any newspaper, pamphlet or printed journal who shall publish political advertising shall file semi-annually with the State Comptroller a written report on the 15th days of September and March of each year, setting out in detail the name of such newspaper or other publication, by whom owned or controlled, and if a corporation, its officers and directors, together with their legal residences. Said report shall further show the advertising rates in detail for all political advertisements printed in said newspaper or other publication.

"Said report shall also show in detail the name of each and every person or persons who contracts in his own behalf, or in the behalf of others, the privilege of furthering, promoting or opposing the candidacy of any person or persons for State office in this State.

"Said report shall show correctly the amount of space and the number of times said amount of space was contracted for in said newspaper or other publication, which space was used in furthering, promoting or opposing the candidacy of any person or persons for State office; the amount of money actually paid for said privilege and by whom; the name of the person or persons who actually received said money, and if paid by check, the name of the bank upon which check was drawn and the name of the said person or persons drawing same and all endorsements thereon, if any.

"Said report shall be made upon oath or affirmation by the individual owning and/or controlling said newspaper or other publication, or if a corporation, by the president, treasurer, superintendent or manager or other person designated by said corporation to act for it in filing said report."

Committee Amendment No. 2.

Amend S. B. No. 421, by amending the caption to conform to the body of the bill.

Committee Amendment No. 3.

Amend S. B. No. 421, Section 4, so as to read hereafter as follows:

"The fact that broadcasting of po-

litical speeches and advertising the candidacy of State officers in this State has become an accepted method of further and opposing the candidacy of men for high office in this State and the further fact that the cost for said facilities aggregates huge sums of money and the further fact that anonymous or unknown contributors have made it possible for the candidates to speak to large audiences, and to be brought to the attention of large numbers of people, to the disadvantage of candidates with limited means, and the fact that the public is entitled to know who pays for such promotion or opposition to the candidacy of State officers, creates an emergency and an imperative public necessity that the constitutional rule requiring that bills be read on three several days in each House, be, and the same is hereby, suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

Committee Amendment No. 4.

Amend S. B. No. 421, Section 1, by striking out the words "of January and July" and inserting in lieu thereof "February and September."

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 459, A bill to be entitled "An Act to amend Subdivision 64 of Article 199 of Title 8 of the Revised Civil Statutes of the State of Texas, 1925, to change and prescribe the terms and time of holding district courts of the 64th Judicial District of the State of Texas, composed of Hale, Lamb, Swisher, Castro, and Bailey Counties, giving additional time to Lamb County, and to conform all writs and process from such courts to such changes and to make all writs and process issued or served before this Act takes effect, including recognizances and bonds returnable to the term of court in several counties in said district as herein fixed and to validate the summoning of Grand Juries and Petit Juries and providing for the continuation of courts in session in

said district when this Act takes effect to the end of its term, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

MARTIN, Chairman.

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 121, A bill to be entitled "An Act amending Article 2190 of the Revised Civil Statutes of Texas, 1925, as amended by Acts of the Forty-second Legislature, 1931, Chapter 78, Section 1, relating to special issues; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SMALL, Chairman.

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 203, A bill to be entitled "An Act to validate all tax levies for road purposes only, made under authority of Section 9, of Article 8, of the Constitution of the State of Texas, where such levies apply to entire counties, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SMALL, Chairman.

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 454, A bill to be entitled "An Act authorizing the commissioners' courts to provide for offices in the courthouse for use of the district judges and district attorneys; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SMALL, Chairman.

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 637, A bill to be entitled "An Act validating and approving all acts of the governing bodies of cities and towns of the State of Texas in the issuance and sale of bonds, to aid in financing any undertaking for which a loan or grant has been made by the United States through the Federal Emergency Administration of Public Works or other agency of the United States Government; etc. and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass, with committee amendments.

SMALL, Chairman.

Committee Amendment No. 1.

Amend H. B. No. 637 by inserting immediately before the word "cities" wherever that word occurs in the bill the words "Independent School Districts."

Committee Amendment No. 2.

Amend H. B. No. 637 by striking out of line 1 of Section 1 the word "heretofore" and inserting immediately after the word "had" in said line the words "prior to March 1, 1935"; and by striking out of Line 11 of Section 1 the words "have been heretofore" and inserting in lieu thereof the words "were prior to March 1, 1935."

Committee Amendment No. 3.

Amend H. B. No. 637 by amending the caption to conform to the body of the bill.

(Majority Report.)

Committee Room,

Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, a majority of your Committee on Labor, to whom was referred

S. B. No. 398, A bill to be entitled "An Act amending Title 18, Chapter 3, Article 1571 of the Penal Code, relating to the exceptions to the hours of work of female employees in certain establishments; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SHIVERS, Vice-Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, a minority of your Committee on Labor, to whom was referred

S. B. No. 398, A bill to be entitled "An Act amending Title 18, Chapter 3, Article 1571 of the Penal Code, relating to the exceptions to the hours of work of female employees in certain establishments; and declaring an emergency."

Have had the same under consideration, and beg leave to differ with a majority of the committee and report it back to the Senate with the recommendation that it do pass and be printed, with committee amendment.

SHIVERS,
WESTERFELD.

Committee Amendment.

After the words "rural districts" strike out the rest of the sentence and add "and in cities, towns, and villages of less than fifteen hundred (1500) population."

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred

S. B. No. 240, A bill to be entitled "An Act to more certainly identify cotton when baled; requiring certain marks to be placed thereon at the time of ginning and baling and providing a penalty therefor, and to pre-

vent the removal of said marking and identification and to provide a penalty therefor; and to provide rules of evidence for the identification of the ginner of cotton, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendment, and be printed.

DeBERRY, Chairman.

Committee Amendment.

Amend S. B. No. 240 by striking the word "penitentiary" where it appears in the bill and insert in lieu thereof the words "county jail."

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Agriculture, to who was referred

H. B. No. 257, A bill to be entitled "An Act declaring the policy of the Legislature to provide for the general welfare by cooperation with the Federal Government in making effective the provisions of the National Agricultural Adjustment Act and the National Recovery Act within the State of Texas with reference to producers, distributors and processors of milk and milk products; defining certain terms used in the bill; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments, and be not printed.

DeBERRY, Chairman.

Committee Amendment No. 1.

Amend H. B. No. 257 in Section 1 by striking out the phrase "by cooperating with the Federal Government in making effective the provisions of the National Agricultural Adjustment Act and the National Industrial Recovery Act within this State," said phrase beginning after the words "to exist" and ending immediately before the words "with reference."

Committee Amendment No. 2.

Amend H. B. No. 257 in Section 2,

paragraph 17, by changing the words "5 days" to the words "15 days."

Committee Amendment No. 3.

Amend H. B. No. 257 in Section 9 by adding at the end of said section and beginning with the words "effect," the following "; provided further that the provisions of this Act shall not alter, repeal, change, modify or anyway change the purpose of the Anti-trust Laws of the State of Texas."

Committee Amendment No. 4.

Amend H. B. No. 257 by changing the caption to conform to and with the changes made in the Act itself.

(Majority Report.)

Committee Room,
Austin, Texas, March 13, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, a majority of your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 10, Proposing an amendment to Article VII of the Constitution of the State of Texas so as to authorize the taxation of lands belonging to the University of Texas for county and school district purposes; etc.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

BLACKERT, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, March 13, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, a minority of your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 10, A resolution "Proposing an amendment to Article VII of the Constitution of the State of Texas so as to authorize the taxation of lands belonging to the University of Texas for county and school district purposes, etc."

Have had the same under consideration, and beg leave to dissent from the majority report on said resolution and recommend that it do pass, as amended by the committee.

RAWLINGS,
MOORE.

Committee Room,
Austin, Texas, March 19, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred S. B. No. 338, A bill to be entitled "An Act amending Section 19 of Chapter 180, Acts of Forty-third Legislature of the State of Texas, Regular Session, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

DeBERRY, Chairman.

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 11, A bill to be entitled "An Act making appropriation for the establishment, operation and maintenance of the Texas Centennial (including the Texas Centennial Central Exposition and other celebrations) for the period beginning February 1, 1935, and ending December 31, 1936, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the committee substitute for said bill do pass and be printed in lieu thereof, in bill form.

REDDITT, Chairman.

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

H. B. No. 115, A bill to be entitled "An Act to amend Article 1580, Chapter 5, Title 18, of the Revised Penal Code of Texas, 1925, relating to the hours of labor on public work; repealing Article 5166, Revised Civil Statutes of Texas, 1925, and declaring and emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with

committee amendment, and to be printed as amended.

SHIVERS, Vice-chairman.

Committee Amendment.

Amend H. B. No. 115, Article 1580, by adding the word "or" between the words "workman" and "mechanics," and by striking out the words "or other persons" in line 12, and by inserting the word "or" between the words "workman" and "mechanics," and striking out "or other persons" in line 18, and by adding the following phrase after the word "elements": "or in cases where the total number of hours per week required or permitted of any such laborer, workman or mechanic, engaged on work financed in whole or in part by the Federal Government or any agency thereof, does not exceed the number of hours per week allowed by any regulation of the Federal Government or any agency thereof."

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was re-referred

S. B. No. 97, A bill to be entitled "An Act amending Chapter 18, Acts of the Third Called Session of the Forty-second Legislature, by adding thereto Section 4-a so as to authorize building and loan associations to make loans under the terms and provisions of Title II of the National Housing Act and to except such loans from the limitations prescribed by said chapter, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but pass with the Committee Substitute No. 2 in lieu thereof and that the Committee Substitute No. 2 only be printed, in bill form.

PACE, Chairman.

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 385, A bill to be entitled "An Act creating and establishing what shall be known as an "escheat fund" in the office of the Treasurer of the State of Texas; withdrawing from certain officers, persons, firms and corporations the power to retain or hold in their possession any unclaimed funds or money for longer than a certain period of time designated herein; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 430, A bill to be entitled "An Act to amend Section 6 of Chapter 65, General Laws, Forty-first Legislature, First Called Session, as amended by Section 3 of Chapter 15, General Laws, Forty-first Legislature, Fifth Called Session; Section 24 of Chapter 65, General Laws, Forty-first Legislature, First Called Session, as amended by Section 1, of Chapter 235, General Laws, Forty-third Legislature, Regular Session, and Section 26 of Chapter 65, General Laws, Forty-first Legislature, First Called Session, relating to regulating the avocation and art of barbering; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation it do pass and be printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 19, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 455, A bill to be entitled "An Act giving authority to the Fitzpatrick Construction Company permission to sue the State Highway Department of Texas and the State of Texas in an amount not to exceed Four Thousand Six Hundred Thirty-

five Dollars and Eleven Cents (\$4.-635.11) for an alleged breach of contract by said department; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PACE, Chairman.

Minutes of Committee Meetings.

Minutes of Committee on State Affairs, Held March 19, 1935.

Regular Meeting.

Present: Pace, Collie, Cotten, DeBerry, Holbrook, Hopkins, Hornsby, Hughston, Martin, Moore, Oneal, Rawlings, Redditt, Regan, Shivers, Small, Stone and Sulak.

Absent: Blackert.

Absent—excused: Fellbaum.

S. B. No. 97 was reported favorably with the recommendation that the committee substitute only be printed by viva voce vote.

S. B. No. 385 was reported favorably by viva voce vote with recommendation it be printed.

S. B. No. 430 was reported favorably by viva voce vote with the recommendation it be printed.

S. B. No. 455 was reported favorably by viva voce vote with the recommendation it be printed.

S. B. No. 421 was reported favorably as amended by Committee Amendment No. 1 by viva voce vote with recommendation it be printed.

W. S. REEVES, Secretary.

Minutes of the Senate Committee on Agricultural Affairs, Held March 19, 1935.

Regular Meeting.

Present: DeBerry, Sulak, Small, Poage, Beck, Duggan, Van Zandt, Neal and Hill.

Absent: Stone.

Absent—excused: Hughston.

H. B. No. 257 was reported favorably by the following vote:

Yeas: Small, Poage, Beck, Duggan, Van Zandt and Neal.

Nays: DeBerry and Hill.

S. B. No. 240 was reported favorably with committee amendments.

S. B. No. 338 was reported favorably.

DICK DeBERRY, Secretary.

Minutes of Committee on Civil Jurisprudence, Held March 19, 1935.

Regular Meeting.

Present: Small, Blackert, Collie, Davis, Hopkins, Hornsby, Moore, Oneal, Rawlings, Shivers, Van Zandt and Westerfeld.

Absent—excused: Fellbaum, Hill and Redditt.

H. B. No. 637, with committee amendments, was reported favorably by viva voce vote.

S. B. No. 203 was reported favorably by viva voce vote.

S. B. No. 121 was reported favorably by the following vote:

Yeas: Davis, Hornsby, Oneal Shivers, Van Zandt and Westerfeld.

Nays: Hopkins, Moore and Rawlings.

S. B. No. 454 was reported favorably by viva voce vote.

S. B. Nos. 446 and 436 were referred to subcommittee.

S. B. No. 306 was set for public hearing Tuesday, March 26 at 4:00 o'clock p. m.

HERMAN B. HILL, JR.,
Secretary.

Minutes of the Committee on Judicial District, Held March 19, 1935, 7:30 P. M.

Present: Small, Collie, Moore, Martin and Regan.

Absent: Van Zandt, Fellbaum and Hughston.

S. B. No. 459 was reported favorably.

A subcommittee composed of Senators Small, Collie and Regan was appointed by the chairman to consider S. B. No. 450.

MYRTLE ADERHOLD,
Secretary.

Minutes of Committee on Constitutional Amendments, Held March 19, 1935.

Pursuant to call of the Chair, the Committee on Constitutional Amendments met at 2:30 o'clock p. m., Monday, March 19, with the following members present: Senators Blackert, Moore, DeBerry, Hopkins, Holbrook, Martin, Oneal, Rawlings, Hill, Sulak, Van Zandt and Hornsby, for the purpose of considering H. J. R. No. 5.

An amendment offered by Senator Moore changing the date of election as it appears in H. J. R. No. 5 to the date of the general election was adopted by the committee. Senator Holbrook then made a motion that H. J. R. No. 5 be reported back to the Senate with the recommendation that it do not pass. Senator DeBerry offered as a substitute motion that H. J. R. No. 5 be referred to a subcommittee composed of three members who were to report back to the committee. This substitute motion was carried by a vote of six yeas and four nays. The Chair appointed the following subcommittee: Rawlings, DeBerry and Holbrook.

At 5:30 o'clock p. m. the committee recessed subject to call of the Chair.

BLACKERT, Chairman.

Minutes of Committee on Constitutional Amendments, Held
March 13, 1935.

Pursuant to call of the Chair, the Committee on Constitutional Amendments met at 2:00 o'clock p. m., Wednesday, March 13, with the following members:

Present: Blackert, chairman; Moore, DeBerry, Hopkins, Hornsby, Martin, Oneal, Rawlings, Hill, Sulak and Van Zandt.

Excused: Holbrook.

S. J. R. No. 9 was amended by the committee and reported favorably by a viva voce vote.

S. J. R. No. 27 was reported favorably by a vote of five yeas and three nays.

S. J. R. No. 18 was reported favorably by a vote of seven yeas and two nays.

S. J. R. No. 10 was taken up and Senator Hornsby's substitute as amended by Senator Oneal was adopted. Senator Van Zandt made a motion that the amendment be reported with the recommendation that it do not pass. Senator Rawlings made substitute motion that it do pass. The substitute motion failed to carry and the motion to report unfavorably carried by a vote of five yeas and two nays, Senator Rawlings giving notice of his intention to file a favorable minority report.

At 4:40 o'clock p. m. the commit-

tee recessed subject to call of the Chair.

BLACKERT, Chairman.

Minutes of Senate Finance Committee, Held March 18, 1935.

Regular Meeting.

Present: Senators Redditt, Beck, Burns, Duggan, Hill, Holbrook, Hopkins, Hornsby, Martin, Neal, Oneal, Poage, Rawlings, Regan, Sanderford, Small, Stone, Sulak, Van Zandt and Woodruff.

Absent—excused. Senator Hughston.

H. B. No. 494 was reported adversely with favorable committee substitute.

Senator Poage recorded as voting nay on motion to report adversely with favorable committee substitute.

H. B. No. 444 was reported favorably.

H. B. No. 11 was ordered reported adversely with favorable committee substitute.

NOEL K. BROWN, Secretary.

FORTY-FIRST DAY.

(Continued.)

Senate Chamber,
Austin, Texas,
March 21, 1935.

The Senate met at 9:30 o'clock a. m., pursuant to recess, and was called to order by Senator Small.

House Bill No. 230.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Butler:

H. B. No. 230, A bill to be entitled "An Act appropriating the sum of eighteen hundred dollars, or so much thereof as may be necessary, out of any monies in the General Revenue Fund of this State, not otherwise appropriated, for the purpose of hiring two additional stenographers for the Governor's office, together with necessary materials, etc., such appropriation to last throughout the current biennium, ending August 31, 1935, and declaring an emergency."

Senator Moore sent up the following amendment: